

MINUTES RECAP
MARYSVILLE CITY COUNCIL - REGULAR MEETING
JULY 23, 2001

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I. Call to Order	7:00 p.m.
II. Pledge of Allegiance	
III. Roll Call	Smith, Soriano absent.
IV. Public input on items not on the agenda	
Matt Gordon re traffic on Grove. Joe Walters re traffic on Grove.	
V. Approval of Minutes	
1. City Council Special Meeting, July 3, 2001	Approved as presented.
2. City Council regular meeting, July 9, 2001	Approved as presented.
3. City Council work session, July 16, 2001	Approved as presented.
VI. Consent agenda	
A. Approve July 23, 2001 claims in the amount of \$421,334.91; paid by check Nos. 60114 through 60383 with check Nos. 59966, 60059, 60090, 60257 and 60258 void.	Approved
B. Approve new liquor license for Smokey's Cascadian Inn	Approved
C. Approve liquor license renewals for El Rinconcito, Bistro Ricardo, Marysville Gas & Food Mart.	Approved
D. Authorize Mayor to sign contracts for deferred construction fur curbs, gutters and sidewalks; John Robinett.	Approved
E. Authorize Mayor to sign an agreement with Corona solutions to conduct a Workforce Allocation Study following review by city attorney.	Approved
VII. Public Hearing	
VIII. Review Bids	
A. Fire sprinkler system for Public Works maintenance building	Awarded to American Sprinkler Corporation
IX. New Business	
A. Solid waste rate study	Public hearing set for August 27.
B. Ordinance to amend Ordinance Nos. 1949 and 12470 to extend cable franchise agreements with AT&T Broadband for one year	Approved Ordinance No. 2383.
C. 2001 Comprehensive Plan amendments	Approved.
D. Modification of contract with Four Winds Services Inc.	Approved.
E. Supplemental Agreement with Pertee Engineering for design services on State Avenue - 100 th Street NE intersection	Approved.
X. Information items	
XI. Executive Session	
XII. Reconvene into regular session	
Motion to approve labor contracts for patrol, sergeants, and custody/dispatch officers.	Approved.
XIII. Adjourn	9:31 p.m.

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MINUTES
MARYSVILLE CITY COUNCIL - REGULAR MEETING
JULY 23, 2001

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I. Call to Order

The regular meeting was convened by Mayor Weiser at 7:00 p.m. in the Council Chambers.

II. Pledge of Allegiance

The assemblage joined in the flag salute.

III. Roll Call

A voice roll call of councilmembers was conducted. Attendance was as follows:

Councilmembers Present:	Administrative Staff present:
Dave Weiser, Mayor	Mary Swenson, Chief Administrative Officer
Mike Leighan, Mayor Pro Tem	Rob Lamoureux, Police Commander
Shirley Bartholomew	Gloria Hirashima, City Planner
Jim Brennick	Sandy Langdon, Finance Director
NormaJean Dierck	Grant Weed, City Attorney
Donna Pedersen	Ken Winckler, Public Works Director

Mayor Weiser advised that Councilmember Smith was ill and Councilmember Soriano was on vacation.

IV. Public input on items not on the agenda

Matt Gordon, 7207 Grove, stated that narrowing lanes was dangerous. The traffic remarking on Grove reduced the number of lanes, narrowed the travel lanes and removed parking. Nothing was done to reduce the speeding and that was still a problem. He referred to the Fall/Winter 2000 *Marysville Messenger* article describing the neighborhood traffic management process. He requested a copy of the application at the time and never received a response. He recently timed several speeding vehicles and determined they were traveling at 70 m.p.h. He appealed to Public Works to institute a Traffic Safety Committee using citizens from the neighborhood and to allow a collaborative, cooperative process, which would result in a solution to the problem. He specifically requested that a Traffic Management Plan be instituted in his neighborhood. Mayor Weiser acknowledged that he had received several letters on this subject and committed to following up with the neighbors to explain the system that was presented to council. Councilmember Brennick stated he would like to serve on any committee that was established; Mr. Gordon stated he had hung up on Councilmember Brennick when he called and refused to discuss the issue with him. Mr. Gordon added that the Assessor's Office reduced the valuation on his property because the street was so dangerous. Mr. Winckler agreed to review the work that the previous City Engineer had done on Grove and report back to council.

Joe Walters, 7311 Grove, stated he lived in the area under discussion and had never been contacted about the changes that were made. He lost parking when the street was reconfigured to slow down traffic. The project was unsuccessful and Grove was still a speedway.

V. Approval of Minutes

A. July 3, 2001 City Council Special Meeting

MOTION by Dierck, second by Leighan, to approve the minutes of the July 3, 2001 city council special meeting as presented. Motion carried (5-0).

B. July 9, 2001 city council meeting

MOTION by Dierck, second by Brennick, to approve the July 9, 2001 city council regular meeting minutes as presented. Motion carried (5-0).

C. July 16, 2001 city council work session

MOTION by Dierck, second by Brennick, to approve the July 16, 2001 city council work session minutes as presented. Motion carried (5-0).

VI. Consent agenda

- A. Approve July 23, 2001 claims in the amount of \$421,334.91; paid by check Nos. 60114 through 60383 with check Nos. 59966, 60059, 60090, 60257 and 60258 void.
- B. Approve new liquor license for Smokey's Cascadian Inn
- C. Approve liquor license renewals for El Rinconcito, Bistro Ricardo, Marysville Gas & Food Mart.
- D. Authorize Mayor to sign contracts for deferred construction for curbs, gutters and sidewalks; John Robinett.
- E. Authorize Mayor to sign an agreement with Corona solutions to conduct a Workforce Allocation Study following review by city attorney.

MOTION by Bartholomew, second by Leighan, to approve consent agenda items A thru E. Motion carried (5-0).

VII. Public Hearing

A. I-5 West Annexation, 60% Petition

Ms. Hirashima gave the background presentation, noting the petition signers represented 100% of the property ownership. The County had verified the signatures and certified the petition's sufficiency. The Planning Commission held a public hearing on April 24 and recommended approval of the pre zone of medium

density single family, with the stipulation that the effective date of the annexation be held until the sub area plan for the Lakewood/Smokey Point area was completed, anticipated to be by the end of the year. The Police Department also wished to delay the effective date until completion of its work force allocation study, which should also be done by the end of the year. Ms. Hirashima added that at the council work session additional information had been requested: the names of residents in the area and information about utilities. The names of the property owners appeared on the petition; the names of the people actually living on the property were not available as they were renters.

Mr. Winckler then reviewed at the council bench two maps, which had been prepared showing a sewer route based on the Comp Plan and one alternative. The route following the Comp Plan would be partially outside the UGA and not eligible for recovery because no one would be able to hook onto the system there. While the developer would pay for the installation of the system, including any lift stations, the city would be responsible for the over-sizing of the pipes for either alternative. The estimate for over-sizing for the Comp Plan route would be \$450,000; for the alternative route it would be \$125,000. The Alternative Route would be along 150th Place, follow I-5, and bore under the freeway at 156th. Because of the topography, the system would need a pump station. Mr. Winckler repeated his information for the record, and staff made copies of the maps for councilmembers and the audience.

Councilmember Brennick asked if the proposed service would be extended west to take care of the school. Mr. Winckler responded that it could be extended farther.

Ms. Hirashima noted that Councilmember Pedersen's question about the cost of contracting with the Sheriff's Office for law enforcement coverage of the area, if that were necessary, had been answered by memo from the Police Department.

Councilmember Bartholomew expressed concern about assuming responsibility for law enforcement at the county park. Sergeant Lamoureux responded that the park would remain a county park and would be staffed by County Park Rangers. Anything involving criminal activity would revert to the Marysville Police Department.

Councilmember Pedersen added that her question had been what the cost would be to utilize the Sheriff's Office for police coverage if development occurred faster than the city's Police Department could staff up to cover the area. The memo from the Sheriff's Office stated they would charge \$56.92 per dispatched call. The Mayor added that if the city chose to utilize the services of the Sheriff's Office on an interim basis, clarification would be needed on which department would provide routine patrols.

Sergeant Lamoureux noted that based on the information on calls for service, the department felt it could provide service to the area. The concern was the timing of the growth, which would have to be assessed.

The Mayor called for public comments.

Ralph Krutsinger, 409 148th St. NE, supported the annexation. He stated he represented two property owners in the annexation area, Terra Firma, owner of 90 acres, and Alex Tiu, owner of 8.6 acres. He had reviewed the sewer service options and thought the alternative plan was viable.

Joel Hylback, 1130 46th Ave. NE, supported the annexation, noting that over 90% of this property was undeveloped and offered the city an opportunity to create the future it wanted. He added that he owned property nearby. Councilmember Brennick disclosed that Mr. Hylback had called him today to discuss the annexation. Councilmember Brennick had asked him if he owned property in the annexation area. Councilmember Dierck asked if Mr. Hylback supported the annexation because he wished to have utility service to his property. Mr. Hylback responded that utilities were not needed for the way they were using their property now.

James Maples, 1635 Grove, President of the Marysville Police Officers Association, stated the MPOA did not support contracting with the county under any circumstances. They felt the Department delivered excellent service to people of Marysville and they wanted to continue delivering those services. The Sheriff's Office was facing lawsuits about the shortage of deputies, and they were short of deputies. The MPOA wanted the citizens of any newly annexed area to receive the same high level of service that current Marysville residents received.

Jack Cole, 13900 48th Drive SE, Snohomish, supported the annexation. He also spoke for Terra Firma, the owner of one 90-acre parcel and two 10-acre parcels. There was one rental house on the property. The property owners had allowed the property to be farmed at no cost to the farmer for the past four years just so it would be utilized.

Phyllis McKenzie, 1528 172nd St. NE, Arlington, supported the annexation. She understood a petition would be forthcoming on a large area up to 172nd. Both the petition area and the future one were in the city's UGA and annexation would allow them to be developed to the city's standards.

Fred Vaness, 13722 47th Ave. W., Edmonds, stated he and his wife supported the annexation. They owned property in the Lakewood Area, which had been in the family 35 years. It had been in planning limbo because of the county's designation of "other land uses," which were never clearly defined.

There being no one further wishing to speak, the Mayor closed the public comment portion of the hearing.

Ms. Hirashima noted the railroad had set a public hearing before the State Utilities and Transportation Commission on its proposal to close 156th for the purpose of double-tracking. That hearing had been canceled and had not yet been rescheduled.

Councilmember Dierck asked how much of the proposed annexation area was rechargeable aquifer. Ms. Hirashima stated that the area's high groundwater table

would be studied as part of the sub-area plan, but an exact answer was not known as to the aquifer.

MOTION by Pedersen, second by Bartholomew, to approve the annexation and prezone with the stipulation that the effective date of the annexation be held until the subarea plan and Workforce Allocation Study have been completed. The City Attorney was directed to prepare a resolution and authorize transmittal of the annexation to the Snohomish County Boundary Review Board for action. On roll call vote, motion carried (5-0).

VIII. Review Bids

A. Fire sprinkler system for Public Works maintenance building

Roger Kennedy gave a brief presentation of the agenda materials, noting there would be almost no cost to repair the ceiling after the work because it was going above a suspended ceiling.

The Mayor called for comments from any bidder present; there were none. He then called for public comments; there were none. He closed the public comment portion of the topic.

MOTION by Dierck, second by Bartholomew, to approve the bid from American Sprinkler Corporation and authorize the Mayor to sign the contract. Motion carried (5-0).

IX. New Business

A. Solid waste rate study

Mr. Winckler requested that a public hearing on this matter be set for August 27.

MOTION by Pedersen, second by Bartholomew, to set the public hearing on solid waste rates for August 27.

DISCUSSION ON MOTION.

Councilmember Dierck asked for information on what Rubatino would charge the city for garbage service for a year. Mr. Winckler responded that if the city contracted the service, it would be on a bid basis; it was impossible for a company to say now what it might charge the city. A clearer comparison was to look at what residents of other cities paid for a residential 32 gallon can.

MOTION by Dierck to amend the original motion to delay the public hearing until a full rate study was conducted. There was no second. Councilmember Pedersen clarified for staff that she would not require a rate-study level of information in order to make a decision after the public hearing. The majority of the councilmembers agreed.

VOTE ON MOTION. Motion carried (5-0).

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B. Ordinance to amend Ordinance Nos. 1949 and 1247 to extend cable franchise agreements with AT&T Broadband for one year

Doug Buell, Community Information Officer, gave a brief presentation of the agenda materials.

The Mayor called for public comments.

Dorothy Stanton 5900 64th NE, #8, Glenwood Mobile Home Park, stated she did not receive the Marysville station where she lived and hoped that would be remedied in the future.

There were no further public comments.

MOTION by Bartholomew, second by Dierck, to approve Ordinance 2383. Motion carried (5-0).

C. 2001 Comprehensive Plan amendments

Ms. Hirashima noted there had been one citizen-initiated and one staff-initiated proposal. The Planning Commission held public hearings and recommended approval. The citizen proposal would change a land use designation from single-family medium density to single-family high density. The other proposal was for a change in density definitions to ensure that development in the unincorporated area of the UGA conformed to the definitions under the current development regulations.

Councilmember Dierck asked how many additional homes the developer would be able to get from this plan change. Ms. Hirashima responded that she thought it would make a difference of one lot but she was reluctant to testify on that question because the development proposal had been submitted to the county and would not be a city matter. Applying for an additional lot was a separate process from the Comp Plan amendment process.

The Mayor called for public comments.

Lanny Kelly, 5804 100th St. NE, testified that there was one house on the property now. The existing designation would allow a total of four houses; with the Comp Plan amendment, a total of five would be allowed.

There were no other comments, so the Mayor closed the public comment portion of the topic.

Councilmember Dierck asked about buffer protection for Mother Nature's Window Park and whether the property owners would be required to install a fence. Ms. Hirashima stated she did not know what the county would require.

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Motion by Pedersen, second by Bartholomew, to approve the 2001 Comprehensive Plan Amendments as recommended by the Planning commission.

DISCUSSION ON MOTION. Councilmember Dierck requested information on the county's setback requirements and fence requirements as to the park. Ms. Hirashima responded that she could only pose a hypothetical question about what might be required as no development proposal had been submitted.

Councilmember Pedersen noted that the Comp Plan amendment allowed the Kelly development to occur. The council was not being asked to approve said development, nor would it be in the future. The requested information was not needed to go forward with a decision.

VOTE ON MOTION. Dierck voted nay; all others voted aye; motion carried (4-1).

D. Modification of contract with Four Winds Services Inc.

Roger Kennedy gave a brief staff presentation.

Councilmember Dierck left the room at this point in the meeting.

The Mayor called for public comments. There were none.

MOTION by Leighan, second by Bartholomew, to authorize the Mayor to sign the contract modifications with Four winds Services, Inc. Motion carried (4-0).

Councilmember Dierck returned to the meeting.

E. Supplemental Agreement with Perteet Engineering for design services on State Avenue - 100th Street NE intersection.

Mr. Winckler explained this was a study of certain movements at the intersection where Shoultes Road came into 100th. It would consider eliminating through movement from Shoultes Road to Fred Meyer and restricting Shoultes Road to right-in/right-out only. These two options had not been included in the original scope of work, but staff felt it was important to include them for study and there were funds available for that.

Councilmember Bartholomew mentioned the traffic coming north on 51st at 108th. Mr. Winckler agreed that was a bad intersection and they would be looking at modifying that intersection also.

The Mayor called for public comments; there were none.

MOTION by Bartholomew, second by Dierck, to approve Supplemental Agreement No. 1 with Perteet Engineering for design services on State Avenue - 100th Street NE intersection. Motion carried (5-0).

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X. Information items

A. Mayor's Business

- Staff was still working on the council notebook process, but it had reduced the amount of copies being made.

B. Staff's Business

Ms. Swenson:

- The revised council format had helped speed up the regular meetings, so part of that process was working.
- An applicant had been hired for the Grant Administration position and would begin August 1.
- The Police Department hired five officers and had another offer pending. When accepted, they would be at full staff.

Ms. Hirashima:

- Advised the city had received a Notice of Intent to Annex for the Lakewood area up to 172nd. Notices were mailed last week to an expanded area and some calls had been received. The city had some no-protest agreements for the area.

Mr. Winckler:

- Apologized that proper maps had not been prepared for the public hearing on the annexation.
- The Department had made an offer to Jeff Massey to fill the Assistant City Engineer position. He was a licensed engineer with a strong transportation background.

C. Call on Councilmembers

Leighan:

- -Asked about the new building behind McDonald's. Councilmember Pedersen advised it was a medical-dental clinic.
- Asked for the status on the water tower. Mr. Winckler said the matter would come before council in August.
- Welcomed Ms. Langdon to her first regular council meeting.

Brennick:

- Received four or five letters on the Grove Street matter. He would consider applying for that to be placed back on the agenda. Mayor Weiser stated he was preparing responses to the letters.
- Asked if the city had responded to the Tribes regarding the sewer system upgrade. Mayor Weiser responded that he had distributed a draft of his letter to councilmembers and had received no responses.

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Bartholomew:

- The U.S.S. Ingraham was leaving port tomorrow for a 6-month tour in the Persian Gulf. The city had adopted that ship and should send a message wishing them God speed and a safe return. The Mayor agreed to do that.
- Expressed concern about upcoming lane closures and their impact on the city. She felt the state should offer to help in some way. Mr. Winckler stated he would contact the state and try to get a representative to address the council.

XI. Executive Session

The meeting adjourned into Executive Session at 8:57 p.m. to discuss a personnel issue.

XII. Reconvene

The council reconvened into regular session at 9:29 p.m.

MOTION by Dierck, second by Leighan to approve labor contracts between the City of Marysville and Marysville Police Officers Association for Patrol, Sergeants, and Custody/Dispatch officers. Motion carried (5-0) with Councilmember Dierck asking it to be noted in the record that she voted to affirm the contracts due to outstanding support of MPOA.

XIII. Adjourn

The meeting adjourned at 9:31p.m.

Accepted this 13th day of August, 2001.

David Weiss
Mayor

Lillie Lein
Deputy City Clerk

Ann McAurill
Recording Secretary

**MINUTES
MARYSVILLE CITY COUNCIL
REGULAR MEETING - WORK SESSION
JULY 16, 2001**

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I. Call to Order

The work session was convened by Mayor Weiser at 7:00 p.m. in the Council Chambers.

II. Pledge of Allegiance

The assemblage joined in the flag salute.

III. Roll Call

A voice roll call of councilmembers was conducted. Attendance was as follows:

Councilmembers Present:	Administrative Staff present:
Dave Weiser, Mayor	Robert Carden, Chief of Police
Mike Leighan, Mayor Pro Tem	Sandy Langdon, Finance Director
Shirley Bartholomew	Gloria Hirashima, City Planner
Jim Brennick (late arrival)	Grant Weed, City Attorney
NormaJean Dierck	Ken Winckler, Public Works Director
Donna Pedersen	
Suzanne Smith	
John Soriano	

Mayor Weiser advised that Councilmember Brennick had a family emergency and would be delayed.

IV. Discussion Items

A. Workforce allocation study

Chief Carden gave a brief background on the need for the study. Commander Lamoureux added that a workforce allocation study would show how many employees were needed to achieve operational goals, what constituted minimum staffing levels and how personnel could best be utilized to achieve operational goals. Data for the report would be collected from two sources. Reports from Computer Aided Dispatch would give the time officers spent on calls. Time spent on other activities, such as community policing, public interaction, and paperwork, would be logged by each employee on a Daily Activity Report. Data from these two sources would be logged for 60 days then submitted to an outside vendor, Corona Solutions, for analysis. They would provide up to three staffing scenarios and suggest the most efficient usage of current personnel. Their report would be relied on to enhance planning for future needs, determine optimal staffing allocations, and identify a balance between efficiency, officer safety and delivery of services. The software could be purchased from Corona Solutions for \$30,000 plus an annual maintenance fee

of \$3,000, but the Department recommended the option of using them as a consultant to prepare a one-time report for a fee of \$9500.

Councilmember questions and comments included:

Could the Department afford this study within its budget? Commander Lamoureux responded that the Department was slightly under budget and could afford to proceed without a budget amendment at this time. If necessary, one would be done at year end.

Questioned Corona being the "preferred provider." Chief Carden advised that an additional vendor had been sought but this was the only vendor who would do a "snapshot" approach and did not require purchase of the software.

Councilmember Brennick arrived at this point in the meeting (7:10 p.m.).

When would the study be completed? Data collection would be done by the end of September, then the data would be sent for analysis.

What had been the experience of Everett P.D. and the Sheriff's office with this software? Commander Lamoureux stated Everett had used it for one study only, and did not keep it up to date. The Sheriff's office had one deputy who kept it up.

What was the position of the Police Officers' Association on the study? They were supportive because they understood the need for it and would do the DARs for 60 days.

Would the study show the need for additional officers to handle growth? Chief Carden noted that many of those projections had been done in his strategic plan and showed six additional officers would be needed during the next five years. That was just based on growth and did not take into account the need for a baseline, which this study would provide.

B. Ordinance to amend Ordinance Nos. 1949 and 1470 to extend cable franchise agreements with AT&T Broadband for 1 year

Doug Buell, community Information Officer, advised that the city's non-exclusive franchise with AT&T Broadband would expire September 30. The start of negotiations to renew the contract were delayed by the city for several reasons, including the instability of the cable industry, the common use of extensions for these contracts, the city's budget cutbacks which delayed the hiring of a cable consultant to guide the renegotiations, and the rapid advancement of the technology itself which allowed the city to benefit from the delay. Staff was requesting that the franchise agreements be extended for one year to allow the negotiations to take place.

Council comments and questions included:

AT&T Broadband was in the midst of a hostile takeover and there was much confusion within the company; a delay was appropriate.

Would this affect rates? No, the city had no influence on the rates charged to AT&T Broadband's customers. Mr. Weed added that the city's franchise ordinance laid out the rules and standards a franchisee must follow to utilize

city rights-of-way. The approval of the rates they charged their customers was through the FCC. The city could only dictate those things having to do with city property. There were rigid regulations under FCC about how far cities could go, and federal law superseded the authority of the city.

Could the city choose not to extend or re-sign? No, the city needed to negotiate in good faith and deal with AT&T Broadband as an existing franchisee. There was no process that compelled the city to agree to all their terms and conditions, however.

What was the status of the city's agreement with Black Rock Cable? Mr. Buell noted that agreement was running concurrent with the AT&T agreement. By doing that, the city created a level playing field for Black Rock, even though it still did not have a system in place. The FCC had structured its law in such a way that if a company wanted to be a participant in this competitive market it had to jump in; that's what Black Rock had done. Mr. Weed added that Black Rock had requested to be licensed and franchised under FCC as an OVS, Open Video System, and they would need to make a certain percentage of their fiber optic cable capacity available to third parties or competitors. The city would work with them to extend their agreement also.

Would there be cable service in the city if the city allowed the franchise agreement to expire? No.

Councilmembers requested no additional information for its next meeting.

C. Councilmember input from review of televised council meetings

Mr. Buell noted that councilmembers had been supplied with samples from the videotapes. An RFP would be prepared and sent to possible service providers later this month.

Councilmember comments included:

- MayCreek's work was inferior: poor lighting, poor panning.
- The council needed to march crisply through its work, more like Everett did.
- Recommended not shooting from the back corner – could only see the podium and microphone. Suggested moving the podium to the north wall, facing audience.
- Use fewer cameras.
- There was difficulty tracking who was talking.
- Questioned the ability of the sample companies to do live broadcasting.
- Would the RFP be open to other companies besides the two sample ones?
Yes.
- Councilmember Soriano had a list of detailed suggestions which he supplied to Mr. Buell.

Ms. Langdon noted that Everett used its own equipment in the council chambers and the cost to maintain that was \$30,000 to \$40,000 per year.

Councilmembers agreed that the topic had undergone a thorough workshop process. After the responses to the RFP were received, the matter should go to the TV Advisory Committee then directly onto a council agenda for action.

D. I-5 West annexation; 60% petition

Ms. Hirashima advised that a 60% petition had been received with 100% of the signatures. Staff recommended approval of the annexation and prezone, but recommended the effective date be held until the subarea plan and the Police Department's workforce allocation study had been completed.

Councilmember comments and questions included:

If a whole new squad was needed to offer police protection to the annexation area, would it be cheaper to contract with the Sheriff's office? Chief Carden responded that a squad was not needed, but a beat. This might be covered with existing staffing. He felt it would be confusing for an area to be in the city but receiving police protection from the county.

Councilmembers Dierck and Smith advocated for delaying action until the subarea and staffing plans were completed.

Response times for emergency vehicles was an issue because 172nd must be crossed in order to access the area.

Who would retain liability for Twin Lakes Park? The park would be owned and maintained by Snohomish County. Mr. Weed added that the city would have law enforcement authority, but any claims for injuries or drownings would be made against the county.

Had the railroad's intentions to install double tracking and cut off 156th been considered? Ms. Hirashima responded that the city and county were both following the issue closely. The county was actively opposing the road closure. The State Utilities and Transportation Commission would hold a hearing. Chief Carden added that closure of 156th would significantly impact the Department's ability to respond to the Smokey Point area.

If the council delayed action, would the petition have to start over? No, the signatures on the petition had already been certified. Mr. Weed added that the council's hearing on the 60% petition, scheduled for the next council meeting, was only one step before the annexation would be final. If the council approved it, the annexation would go to the County's Boundary Review Board which had 120 days within which to hold a hearing. The BRB would then issue a written decision. If those steps were favorable, the matter would come back to the city for adoption of the final annexation ordinance. If any portion of the subarea plan or the workforce allocation study caused councilmembers concern, it was not required to adopt the final ordinance. It was ultimately up to the council to make that property part of the city.

The area was outside of RUSA but within the UGA, who would pay for sewers if a line was installed on 156th? Ms. Hirashima responded that earlier this year the council amended RUSA so the boundary mirrored the UGA boundary. Staff anticipated that utilities would be provided by developers.

How much of the proposed area was park, and therefore untaxed? About 50%. The county was one of the property owners and had signed the petition.

What would be the cost to a developer of running a sewer line under the freeway? Larry Larson, Public Works Superintendent, noted that the Comp Plan spoke to the area at ultimate buildout. The number of feet of line for that

was known, so the cost could be determined by multiplying that by the cost per foot to install.

Councilmembers asked for brief report from the Police Department for the July 23rd meeting.

Mayor Weiser then reordered the agenda.

G. Solid waste rate study

Mr. Winckler backgrounded council and introduced Tom Gould, Vice President of Economic and Engineering Services, the consultant that had assisted with the study.

Mr. Gould gave a detailed presentation and handout, concluding that the city would experience a serious shortfall if rates were not increased by 15% over the next five years. The cost to an average homeowner with a 32-gallon can picked up weekly would go from \$15.83 to \$18.20. He suggested three options for raising the rates: Option 1 raised rates by 7% in 2002 and 2004; Option 2 raised by 3.5% each year; and Option 3 raised by 5% in 2002 then decreased to 2.5% in 2005.

Councilmember questions and comments included:

What was the increased interfund rent for the backup truck? Mr. Winckler explained that the utility had one vehicle scheduled to be replaced next year. Staff proposed buying it back and using it as a backup as needed until a new vehicle was purchased in 2005. Some work had been done on the truck and he felt it was a good risk and worth the \$25,000 annual rental the department would pay. A new truck was approximately \$200,000.

Councilmember Dierck asked for figures comparing the cost of the city staying in the garbage business or contracting out this service. Mr. Winckler responded that a study had been conducted by the Finance Department a few years ago. It had been a detailed study and an extensive undertaking, which resulted in the council's decision to remain in the garbage business. Councilmember Pedersen agreed that the study had taken a year to complete and clearly showed it was cheaper for the city to buy new trucks and stay in the garbage business.

When would the administrative fee be charged? Mr. Gould noted this fee would be applied to accounts where the homeowner wanted to stop the yard waste service during the winter months. There was an administrative cost associated with making changes on an account, and it was appropriate that that cost be borne by the customers wanting the change rather than raising the rates to everyone.

What was the outlook for tipping fees? Larry Larson advised that the county hoped to hold tipping fees at the \$89 per ton level.

Did the city charge a fee to establish utility service? Dean Roha, Assistant Finance Director, stated the city charged a one-time fee of \$15 to set up an account.

Councilmember Dierck asked to see information on what other cities in the county were doing their own garbage service and what rates their customers were paying.

E. 2001 Comprehensive Plan amendments

This topic was deferred due to lack of time.

F. 6-Year Transportation Improvement Plan update

This topic was deferred due to lack of time. Mr. Winckler advised that a public hearing would be held on the TIP on August 13, so council would have ample opportunity review this at a subsequent meeting.

V. Executive session

MOTION by Bartholomew, second by Brennick, to extend the meeting beyond the 9:30 cutoff to allow for an Executive Session. Motion carried (7-0).

Council adjourned into a short Executive Session at 9:30 p.m. to discuss an issue of potential litigation.

VI. Adjourn

Council reconvened into regular session, took no further action, and adjourned at 10:00 p.m.

Accepted this 23rd day of July, 2001.

David W. Wuer
Mayor

Berry Becker
City Clerk

Ann Maurer
Recording Secretary